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*Attorneys for Defendants Chad Bianco and
County of Riverside*

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

VEM MILLER,

Plaintiff,

v.

CHAD BIANCO, in his individual and
official capacities; COUNTY OF
RIVERSIDE, a municipal entity; and
DOES 1 through 100,

Defendants.

Case No.: 5:25-cv-00629 KK (DTB)

**Declaration of Yury A. Kolesnikov in
Support of Defendants' Motion to
Dismiss and Special Motion to Strike
Plaintiff's First Amended Complaint**

Judge: Hon. Kenly Kiya Kato
Courtroom: 3
Date: July 31, 2025
Time: 9:30 a.m.

Complaint Filed: March 10, 2025
Trial Date: Not Yet Set

1 I, Yury A. Kolesnikov, declare as follows:

2 1. I am an attorney with Manning & Kass, Ellrod, Ramirez, Trester LLP,
3 counsel for Defendants Chad Bianco and County of Riverside in this action. I submit
4 this declaration in support of Defendants' motion to dismiss and anti-SLAPP motion
5 to strike Plaintiff's first amended complaint.

6 2. The facts set forth in this declaration are based on my personal
7 knowledge and documents maintained by Manning & Kass in the ordinary course of
8 business. These facts and events are true, or believed by me to be true, and I would
9 testify competently to them if called upon to do so.

10 3. Defendants' motion is made following two telephonic conferences of
11 counsel pursuant to Civil L.R. 7-3, which took place on April 30, 2025, and June 4,
12 2025. Eugene P. Ramirez and I participated on behalf of Defendants and Ethan
13 Bearman participated on behalf of Plaintiff. The first conference lasted one hour and
14 the second conference lasted 30 minutes. During both conferences, the parties
15 engaged in thorough discussion of their respective positions and legal arguments with
16 regard to each cause of action and Defendants' anticipated motions. Following the
17 first conference, Plaintiff's counsel agreed to file an amended complaint. The parties
18 discussed Plaintiff's first amended complaint on June 4, 2025, including all of the
19 factual and legal grounds for Defendants' forthcoming motion to dismiss and anti-
20 SLAPP motion to strike. Despite their good-faith efforts, the parties were unable to
21 reach any further agreement, thus necessitating the filing of the present motion.

22 4. Attached as **Exhibit 1** is a true and correct copy of the misdemeanor
23 complaint filed in *People v. Vem Miller*, Case No. INM2407181 (Cal. Super. Ct.,
24 Cnty. of Riverside), on December 18, 2024.

25 5. Attached as **Exhibit 2** is a true and correct copy of the case report for
26 *People v. Vem Miller*, Case No. INM2407181 (Cal. Super. Ct., Cnty. of Riverside),
27 obtained from the Riverside Superior Court website at [https://epublic-](https://epublic-access.riverside.courts.ca.gov/public-portal)
28 [access.riverside.courts.ca.gov/public-portal](https://epublic-access.riverside.courts.ca.gov/public-portal), on June 11, 2025.

I declare under penalty of perjury that the foregoing is true and correct.
Executed on June 11, 2025, in San Diego, California.

Yury A. Kolesnikov

Exhibit 1

CASH BOND

RECOMMENDED

DEF#1 \$5,000.00

DEF#1 Cite Release: 01/02/2025

MICHAEL A. HESTRIN

DISTRICT ATTORNEY

AGENCY#: C242860022 / RSDC

FILED

Superior Court of California
County of Riverside

12/18/2024

CLAUDIA R CARRANZA

SUPERIOR COURT OF CALIFORNIA

COUNTY OF RIVERSIDE

INM2407181

(Indio)

THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

v.

VEM MILLER

DOB: 10/26/1974

Defendant.

CASE NO.

MISDEMEANOR COMPLAINT

Misdemeanor DEJ:

DEF#1 Eligible___ Not Eligible X

COUNT 1

The undersigned, under penalty of perjury upon information and belief, declares: That the above named defendant(s) VEM MILLER committed a violation of Penal Code section 25850, subdivision (c)(7), a misdemeanor, in that on or about October 12, 2024, in the County of Riverside, State of California, the defendant(s) did willfully and unlawfully carry a loaded firearm on the person and in a vehicle while in a public place and on a public street in an incorporated city and in a prohibited area of unincorporated territory. [1yr.]

COUNT 2

That the above named defendant(s) VEM MILLER committed a violation of Vehicle Code section 4000, subdivision (a)(1), an infraction, in that on or about October 12, 2024, in the County of Riverside, State of California, the defendant(s) did willfully, unlawfully and knowingly drive a motor vehicle upon a highway, said motor vehicle not being registered as required by this code.

MARSY'S LAW

Information contained in the reports being distributed as discovery in this case may contain confidential information protected by Marsy's Law and the amendments to the California Constitution, Article 1, Section 28. Any victim(s) in any above referenced charge(s) is entitled to be free from intimidation, harassment, and abuse. It may be unlawful for defendant(s), defense counsel, and any other person acting on behalf of the defendant(s) to use any information contained in the reports to locate or harass any victim(s) or the victim(s)'s family or to disclose any information that is otherwise privileged and confidential by law.

DISCOVERY REQUEST

Pursuant to Penal Code section 1054.5, subdivision (b), the People are hereby informally requesting that defense counsel provide discovery to the People as required by Penal Code section 1054.3.

I declare under penalty of perjury upon information and belief under the laws of the State of California that the foregoing is true and correct.

Dated: December 18, 2024

MICHAEL A. HESTRIN
District Attorney

By: Nicole Marian
Deputy District Attorney

Exhibit 2

INM2407181: People vs VEM MILLER
Misdemeanor
Larson Justice Center - Department 2K
Status: Active

PARTIES

PEOPLE OF THE STATE OF CALIFORNIA, COUNTY OF RIVERSIDE	Represented By: Elliott Max Goldberg
vs	
VEM MILLER	Represented By: PVT ANGELA FRIEDRICHS

CASE INFORMATION

Custody Status	Case Status	Ordered Bail	Blood Alcohol Level
O.R. Release	Active	\$0.00	
Arrest Number	Arresting Agency	Arrest Date	Filing Date
C242860022	Riverside County Sheriff's Department - (Riverside County) Indio	10/12/2024	12/18/2024
Continuances	3	Age in Days	175
		Last Day for Trial	May 26 2025
60-Day Waiver	60-Day Waiver has not been taken.		

CHARGES

Count	Type	Charge	Description	Severity	Plea	Status
	Arrest	PC 25850 (C) (7)	Carry Loaded Firearm in Public Place	Misdemeanor		
001		PC 25850 (C) (7)	Carry Loaded Firearm in Public Place	Misdemeanor	Not Guilty	Active
002		VC 4000A1	No Evidence Current Registration	Infraction	Not Guilty	Active

REGISTER OF ACTIONS

Date	Action
07/28/2025	Pre-Trial Hearing at 10:30 AM in Department 2K

05/05/2025 Pre-Trial Hearing at 10:30 AM in Department 2K
Honorable Sylwia Luttrell, Commissioner
B. Gabbard, Courtroom Assistant
Court Reporter: None
APPEARANCES:
People represented by Deputy District Attorney, Elliott Max Goldberg.
Special appearance by Miguel Valente for Angela Friedrichs.
Counsel/Parties stipulate the Judge Pro Tem/Commissioner, as indicated above, may hear this matter.
Defense counsel appears for defendant pursuant to PC 977.
Defense motion to continue pursuant to PC 1050 is granted. Motion to continue is not opposed by the People. Hearing continued to 07/28/25 at 10:30 AM in Department 2K. Pursuant to PC 1050(d), the court finds good cause has been shown to grant the continuance. Reason for continuance: Other .
Defendant waives time for trial plus 45 days.
Defendant ordered to return on any and all future hearing dates.
- - Custody Status/Information - -
Defendant remains released on their own recognizance (O.R.).

05/05/2025 Minute Order: Pre-Trial Hearing

05/05/2025 Request for Continuance Pursuant to PC 1050

03/11/2025 Pre-Trial Hearing at 10:30 AM in Department 2K
Honorable Sylwia Luttrell, Commissioner
A. Rodriguez, Courtroom Assistant
Court Reporter: None
APPEARANCES:
Private Counsel PVT ANGELA FRIEDRICHS present in court, representing the defendant.
Defense counsel appears for defendant pursuant to PC 977.
Defense motion to continue pursuant to PC 1050 is granted. Motion to continue is not opposed by the People. Hearing continued to 05/05/25 at 10:30 AM in Department 2K. Pursuant to PC 1050(d), the court finds good cause has been shown to grant the continuance. Reason for continuance: Other .
Defendant waives time for trial plus 45 days.
The Court did not address the media request.
Defendant ordered to return on any and all future hearing dates.
- - Custody Status/Information - -
Defendant remains released on their own recognizance (O.R.).

03/11/2025 Minute Order: Pre-Trial Hearing

03/11/2025 Request for Continuance Pursuant to PC 1050

03/05/2025 Media Request to Photograph, Record, or Broadcast submitted by

03/03/2025 Media Request to Photograph, Record, or Broadcast submitted by KABC

02/24/2025 Media Request to Photograph, Record, or Broadcast submitted by KESQ

01/03/2025 Protective Order: Law Enforcement Body Worn Camera Evidence filed.

01/02/2025 Order on Media Request to Permit Coverage submitted by NBC Palm Springs filed.
Order Granted; Judge Dean Benjamini

01/02/2025 Proposed Order re: MEDIA REQ TO PHOTOGRAPH REC for hearing on 01/02/2025
submitted by NBC 36.1.

01/02/2025 Media Request to Photograph, Record, or Broadcast filed.

01/02/2025 Arraignment at 8:30 AM in Department 2K
Judicial Officer: None
Courtroom Assistant: None
Court Reporter: None
APPEARANCES:
No Appearances
Honorable Judge Dean Benjamini, Presiding
Courtroom Assistant: A. Rodriguez
Court reporter was not present for the following proceedings:
People represented by Deputy District Attorney: DDA Mallorie Jones.
Defendant represented by PVT Angela Friedrichs.
Defense counsel appears for Defendant pursuant to 977 PC.
Defendant's counsel waives formal arraignment.
Counsel stipulates to advisement of rights.
Pleads Not Guilty to all charges.
Discovery provided to defense counsel.
Defense counsel acknowledges receipt of discovery.
Pre Trial Hearing set for 03/11/2025 at 10:30 in Dept. 2K.
Defendant waives time for Trial plus 45 days.
Defendant ordered to return on any and all future hearing dates.
- - Custody Status/Information - -
Released on O.R.
Pre-trial Services notified that defendant was released or continued on O.R.
[Blythe and Indio jurisdictions only]

01/02/2025 Legacy Minute Order: Arraignment

01/02/2025 Media Request to Photograph, Record, or Broadcast filed.

12/18/2024 Released on 10/12/24. Appearance date is 01/02/2025.

12/18/2024 Case Designation: Vertical. Case assigned to Dept. 2K

12/18/2024 Electronic - Complaint Filed.

12/18/2024 Electronic - Citation

12/18/2024 EFILE DA INTERFACE ENTRY

Exhibit 3

THE SUPERIOR COURT OF CALIFORNIA
COUNTY OF RIVERSIDE

INM2407181

Filed Date: **12/18/2024**

Case Status: **Active**

People vs VEM MILLER

Misdemeanor

Indio - Department 2K

[Print Case Report](#)

[Case Summary](#)

[Case Summary](#)

Case Summary

▼ CASE

Filing Date	Violation Date	Case Caption	Case Status	Case Type
12/18/2024	10/12/2024	People vs VEM MILLER	Active	Misdemeanor
Arrest Agency	Arrest Date	Booking Number	Citation Number	
Riverside County Sheriff's Department - (Riverside County) Indio	10/12/2024			
Ordered Bail	Posted Bail			
\$0.00 - Bail not allowed	\$0.00			

▼ COMPLAINTS/PETITIONS

Filings	Represented By	Status	Dispositions
People vs VEM MILLER Misdemeanor Misdemeanor		Active	
Misdemeanor Complaint VEM MILLER		Filed: 12/18/2024	
Petitioner: PEOPLE OF THE STATE OF CALIFORNIA	Elliott Max Goldberg		
Defendant: VEM MILLER	PVT ANGELA FRIEDRICHS		

▼ Charges

Misdemeanor Complaint VEM MILLER -
filed on 12/18/2024

Arrest: 25850(C)(7) PC Carry
Loaded Firearm in Public Place

Misdemeanor

Charge - Carry Loaded Firearm in
Public Place"> Count 001: 25850(C)(7) PC
Carry Loaded Firearm in Public Place
(10/12/2024)

Not Guilty
(01/02/2025)

Active

Misdemeanor

Charge - No Evidence Current
Registration"> Count 002: 4000A1 VC No
Evidence Current Registration
(10/12/2024)

Not Guilty
(01/02/2025)

Active

Infraction

HEARINGS

Date	Time	Type	Judicial Officer	Location/Courtroom	Disposition
01/02/2025	08:30 AM	Arraignment		Department 2K	Continued
03/11/2025	10:30 AM	Pre-Trial Hearing	Sylwia Luttrell	Department 2K	Continued
05/05/2025	10:30 AM	Pre-Trial Hearing	Sylwia Luttrell	Department 2K	Continued
07/28/2025	10:30 AM	Pre-Trial Hearing	Sylwia Luttrell	Department 2K	

DOCUMENTS

Search

Document Download

Status	Date	Description	Filed By	Confidential
Filed	12/18/2024	Electronic - Complaint Filed.		
Filed	12/18/2024	Electronic - Citation		
Filed	01/02/2025	Media Request to Photograph, Record, or Broadcast filed.		
Generated	01/02/2025	Legacy Minute Order: Arraignment		
Filed	01/02/2025	Proposed Order re: MEDIA REQ TO PHOTOGRAPH REC for hearing on 01/02/2025 submitted by NBC 36.1.		
Filed	01/02/2025	Media Request to Photograph, Record, or Broadcast filed.		

Minute Order: Pre-Trial Hearing

▼

\$0.00

Amount due and balance are as of 01/21/2025

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